

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

CHARLES KIRVEN,

Plaintiff,

v.

CV 12-0687 JB/WPL

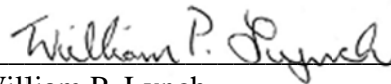
CURRY COUNTY DETENTION CENTER, et al.,

Defendants.

**ORDER DENYING APPOINTMENT OF COUNSEL**

This matter is before me on Charles Kirven's second motion to appoint counsel. (Doc. 36.) Kirven believes he is entitled to an attorney as a matter of law. (*Id.* at 1.) This is incorrect. As I have previously explained (*see* Doc. 30), there is no Sixth Amendment right to appointed counsel in a civil proceeding. *See Macquish v. United States*, 844 F.2d 733, 735 (10th Cir. 1988). For the reasons previously articulated (Doc. 30 at 1-2), I deny his motion to appoint counsel.

IT IS SO ORDERED.



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William P. Lynch  
United States Magistrate Judge

A true copy of this order was served on the date of entry--via mail or electronic means--to counsel of record and any *pro se* party as they are shown on the Court's docket.